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David C. Jensen

Title: Senior Partner

Born: Oak Park, IL

Education:

DePauw University (B.A., 1968)
University of Michigan (J.D., 1971)
Phi Eta Sigma; Phi Beta Kappa

Bar Admissions:

1971 Indiana
1971 U.S. Court of Appeals for the Seventh Circuit
1975 Illinois
1983 U.S. Supreme Court

Best Lawyers in America:

Included for 40+ years
2012-current Bet-the-Company Litigation
2012-current Commercial Litigation and Municipal Litigation
2023 Professional Malpractice Law - Defendants

Peer Review Rating: AV

Indiana Super Lawyer: 2004-current

Fellow: American College of Lawyers, 1989-current

Awards:

Advocate, American Board of Trial Advocates, 2011
Diplomat, Defense Trial Counsel of Indiana, 2010

Practice Areas:

Litigation
Appellate Practice
Professional Liability and Licensing
Medical Malpractice Defense
Dental Malpractice Defense
Legal Malpractice Defense
Health Care
Municipal Defense

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Professional Background

1971 to Present: Eichhorn & Eichhorn, LLP and its predecessors, Schroer, Eichhorn & Morrow and Eichhorn, Eichhorn & Link. Partner 1976 to date. Managing Partner 1995 to 2011.

Areas of Expertise

Litigation, both trial and appellate, with special emphasis on professional liability and commercial litigation.

Admissions

Admitted to practice, Indiana 1971; Illinois, 1975; United States Federal Court for the Southern District of Indiana, 1971; United States Federal District Court for the Northern District of Indiana, 1971; United States Court of Appeals, Seventh Circuit, 1971; U.S. Supreme Court, 1983.

Education

DePauw University (B.A., 1968); University of Michigan (J.D., 1971). Elected to Phi Eta Sigma; Phi Beta Kappa.

Professional Memberships

Lake County Bar Association, Indiana State Bar Association, Illinois State Bar Association and American Bar Association.

Fellow, American College of Trial Lawyers 1989 to date; Fellow, International Society of Barristers 1989-2014; 2010 Diplomat, Defense Trial Counsel of Indiana, Lifetime Achievement; 2011 Advocate, American Board of Trial Advocates; Best Lawyers in America, 1983 to current (Bet-the-Company Litigation; Commercial Litigation and Municipal Litigation); Indiana Super Lawyers 2004 to current.

Indiana / Illinois Cases

Blackford v. Welborn Clinic, 172 N.E.3d 1219 (Ind. 2021)*

Obermeier v. Nw. Mem'l Hosp., 2019 IL App (1st) 170553, 134 N.E.3d 316*

Anonymous Physician v. Kendra, 114 N.E.3d 545 (Ind. Ct. App. 2018), transfer denied, 2019 WL 1199932 (Ind. Mar. 7, 2019)

Andrade v. City of Hammond, 114 N.E.3d 507 (Ind. Ct. App. 2018), transfer denied, 2019 WL 1200094 (Ind. Mar. 7, 2019)

Goodwin v. DeBoer, 112 N.E.3d 214 (Ind. Ct. App. 2018), reh'g denied (Nov. 29, 2018)

Biedron v. Anonymous Physician 1, 106 N.E.3d 1079 (Ind. Ct. App. 2018), reh'g denied (Sept. 12, 2018), transfer denied, 2019 WL 192609 (Ind. Jan. 10, 2019)*

Roumbos v. Vazanellis, 71 N.E.3d 64 (Ind.Ct.App. 2017), *reversed in part and remanded*, 95 N.E.3d 63 (Ind. 2018)*

Robertson v. Anonymous Clinic, 63 N.E.3d 349 (Ind. Ct. App. 2016), *transfer denied*, 2017 WL 678521 (Ind. Feb. 16, 2017)*

Indiana Restorative Dentistry, P.C. v. Laven Ins. Agency, Inc., 27 N.E.3d 260 (Ind. 2015), *reh'g denied* (June 2, 2015), as corrected (June 2, 2015)

Rueth Dev. Co. v. Powers-Rueth & Assocs., 23 N.E.3d 51 (Ind.Ct.App. 2014)*

Dumont v. Davis, 992 N.E.2d 795 (Ind.Ct.App. 2013)

Dykstra v. City of Hammond, 985 N.E.2d 1105 (Ind.Ct.App. 2013)

Pine v. Stirling, 964 N.E.2d 316 (Ind.Ct.App. 2012), *trans. denied**

Zunica v. Zuncor, Inc., 953 N.E.2d 1281 (Ind.Ct.App. 2011)

Hematology-Oncology of Indiana, P.C. v. Fruits, 950 N.E.2d 294 (Ind. 2011)

Mazurkiewicz v. Hodakowski, 949 N.E.2d 886 (Ind.Ct.App. 2011)

Coppolillo v. Cort, 947 N.E.2d 994 (Ind.App. 2011)

* Argued

Borders v. City of Elkhart, 928 N.E.2d 651 (Ind.Ct.App. 2010)

Yoost v. Zalberg, 925 N.E.2d 763 (Ind.Ct.App. 2010)

A.S. v. LaPorte Regional Health System, Inc., 921 N.E.2d 853 (Ind.App. 2010)

Jeffrey ex rel. Jeffrey v. Kirsh & Kirsh, 930 N.E.2d 1245 (Ind.Ct.App. 2010)

Bowman Heintz Boscia & Vician, P.C. v. Borns, 919 N.E.2d 617 (Ind.Ct.App. 2009)

Benjamin v. Benjamin, 918 N.E.2d 468 (Ind.Ct.App. 2009)

Family Care Ctr. of Indiana Med. Specialists v. Review Bd. of Indiana Dep't of Workforce Dev., 918 N.E.2d 467 (Ind.Ct.App. 2009)

Simon Investments, LLC v. Mercantile Nat. Bank of Indiana, 910 N.E.2d 861 (Ind.Ct.App. 2009)

Gould v. Musselman, 908 N.E.2d 710 (Ind.Ct.App. 2009)

Popovich v. Danielson, 896 N.E.2d 1196 (Ind.App. 2008)

Parkevich v. Harlow, 893 N.E.2d 345 (Ind.Ct.App. 2008)

Singh v. Lyday, 889 N.E.2d 342 (Ind.Ct.App. 2008)

Baumgart v. DeFries, 888 N.E.2d 199 (Ind.Ct.App. 2008)

Dennerline v. Atterholt, 886 N.E.2d 582 (Ind.Ct.App. 2008)*

Darnell v. Darnell, 883 N.E.2d 897 (Ind.Ct.App. 2008)

Kochis v. City of Hammond, 883 N.E.2d 182 (Ind.Ct.App. 2008)

Smith & Wesson Corp. v. City of Gary, 875 N.E.2d 422 (Ind.Ct.App. 2007)

Munster Community Hospital v. Bernacke, 874 N.E.2d 611 (Ind.Ct.App.2007),
rehearing denied

Brown v. Katz, 868 N.E.2d 1159 (Ind.Ct.App. 2007)

Terry Dittrich Chrysler-Jeep, Inc. v. Mercantile Nat. Bank of Indiana, 856 N.E.2d 789 (Ind.Ct.App. 2006)

* Argued

Benjamin v. Benjamin, 849 N.E.2d 719 (Ind.Ct.App. 2006)

Cox v. N. Ind. Pub. Serv. Co., 848 N.E.2d 690 (Ind.Ct.App. 2006)

Precision Homes of Indiana, Inc. v. Pickford, 844 N.E.2d 216 (Ind.Ct.App. 2006)

Tobin v. Ruman, 819 N.E.2d 78 (Ind.Ct.App. 2004)

Bielfeldt v. Nims, 805 N.E.2d 415 (Ind.Ct.App. 2004)

AKJ Industries v. Mercantile National Bank, 779 N.E.2d 543 (Ind.Ct.App. 2002)

City of Gary ex rel. King v. Smith & Wesson Corp., 776 N.E.2d 368 (Ind. Ct. App. 2002), transfer granted, opinion vacated sub nom. City of Gary v. Smith & Wesson Corp., 792 N.E.2d 36 (Ind. 2003), and vacated, 801 N.E.2d 1222 (Ind. 2003)

McGarrity v. Berlin Metals, Inc., 774 N.E.2d 71 (Ind.Ct.App. 2002)

Goleski v. Fritz, 768 N.E.2d 889 (Ind. 2002)

Langman v. Milos, D.P.M., 765 N.E.2d 227 (Ind.Ct.App. 2002)

Loomis v. Ameritech, 764 N.E.2d 658 (Ind.Ct.App. 2002)

Johnson v. Gupta, M.D., 762 N.E.2d 1280 (Ind.Ct.App. 2002)*

In re Estate of Meyer, 747 N.E.2d 1159 (Ind.Ct.App. 2001)

Alderson v. Southern Company, 747 N.E.2d 926 (Ill.App.Ct. 2001)*

Rocco Fridono v. Charles M. Chuman, M.D., 747 N.E.2d 610 (Ind.Ct.App. 2001)

Grubnich v. Renner, 746 N.E.2d 111 (Ind.Ct.App. 2001)

Douglas v. Monroe, 743 N.E.2d 1181 (Ind.Ct.App. 2001)

Bernstein v. Glavin, 725 N.E.2d 455 (Ind.Ct.App. 2000)

Gold v. Ishak, M.D., 720 N.E.2d 1175 (Ind.Ct.App. 1999)

* Argued

Emergency Physicians of Indianapolis v. Pettit, 718 N.E.2d 753 (Ind. 1999)

Halbe v. Weinberg, M.D., 717 N.E.2d 876 (Ind.Ct.App. 1999)

Sword v. NKC Hospitals, Inc., 714 N.E.2d 142 (Ind. 1999)*

Martin v. Richey, 711 N.E.2d 1273 (Ind. 1999)*

Bhagwat v. Cox, 706 N.E.2d 1132 (Ind. Ct. App. 1999)

Koval v. Simon Telelect, Inc., 693 N.E.2d 1299 (Ind. 1998)

Weinberg v. Geary, 686 N.E.2d 1298 (Ind.Ct.App. 1997)

Johnson v. Gupta, M.D., 682 N.E.2d 827 (Ind.Ct.App. 1997), transfer granted,
opinion vacated, 698 N.E.2d 1192 (Ind. 1998)*

Bonaventura v. Leach, 670 N.E.2d 123 (Ind.Ct.App. 1996)

Int'l Union of Operating Engineers v. Beck, 669 N.E.2d 441 (Ind.Ct.App. 1996)

Howard Publications Inc. v. Lake Michigan Charters, Ltd., 658 N.E.2d 582 (Ind.
1995)

Calumet National Bank v. A.T.&T., 654 N.E. 2d 816 (Ind.Ct.App. 1995)

Polick v. Indiana Department of Highways, 650 N.E.2d 331 (Ind.Ct.App. 1995),
transfer granted 668 N.E. 2d 682 (Ind. 1996)

Bonnes v. Feldner, M.D., 642 N.E.2d 217 (Ind. 1994)

Weinberg v. Bess, 638 N.E.2d 814 (Ind.Ct.App. 1994), on transfer, 717 N.E.2d
584 (Ind. 1999)*

Indiana Utility Regulatory Com'n v. Gary Joint Venture, 609 N.E.2d 7
(Ind.Ct.App. 1993)

McGee v. Bonaventura, M.D., 605 N.E.2d 792 (Ind.Ct.App. 1993)

Brenner v. Estanovich, 604 N.E.2d 1268 (Ind.Ct.App. 1992)

Walker v. Rinck, M.D., 604 N.E.2d 591 (Ind. 1992)

Bova v. Roig, M.D., 604 N.E.2d 1 (Ind.Ct.App. 1992)

* Argued

Oelling v. Rao, M.D., 593 N.E.2d 189 (Ind. 1992)

Northern Indiana Public Service Co. v. East Chicago Sanitary Dist., 590 N.E.2d 1067 (Ind.Ct.App. 1992)

Kerr v. Carlos, M.D., 582 N.E.2d 860 (Ind.Ct.App. 1991)

Citizens Action Coalition of Indiana, Inc. v. Northern Indiana Public Service Co., 582 N.E.2d 387 (Ind.Ct.App. 1991)

Castillo v. Ruggiero, M.D., 562 N.E.2d 446 (Ind.Ct.App. 1990)

Citizens Action Coalition of Indiana, Inc. v. NIPSCO, 555 N.E.2d 162 (Ind.Ct.App. 1990)

State of Indiana v. Heltzel, 552 N.E.2d 31 (Ind. 1990)*

NIPSCO v. Citizens Action Coalition of Indiana, Inc., 548 N.E.2d 153 (Ind. 1989)

Planned Parenthood of Northwest Indiana, Inc. v. Vines, 543 N.E.2d 654 (Ind.Ct.App. 1989)

Tolliver v. Mathas, 512 N.E.2d 187 (Ind.Ct.App. 1987), on reh'r'g, 538 N.E.2d 971 (Ind.Ct.App. 1989)

Office of Utility Consumer Counselor v. NIPSCO, 538 N.E.2d 957 (Ind.Ct.App. 1989), *trans. denied**

Fardy v. Physicians Health Rehabilitation Services, Inc., 529 N.E.2d 879 (Ind.Ct.App. 1988)

Heltzel v. Thomas 529 N.E.2d 345 (Ind. 1988)

Vesolowski v. Repay, M.D., 520 N.E.2d 433 (Ind. 1988)

City of Hammond, Lake County v. NIPSCO, 506 N.E.2d 49 (Ind.Ct.App. 1987)

St. Mary's Byzantine Church v. Mantich, 505 N.E.2d 811 (Ind.Ct.App. 1987)

NIPSCO v. State of Indiana, 504 N.E.2d 311 (Ind.Ct.App. 1987)

Mulroe v. Angerman, D.D.S., 492 N.E.2d 1077 (Ind.Ct.App. 1986)

* Argued

Citizens Action Coalition of Indiana, Inc. v. NIPSCO, 485 N.E.2d 610 (Ind. 1985)

United States Steel Corporation v. NIPSCO, Inc., 482 N.E.2d 501 (Ind.Ct.App. 1985), 486 N.E.2d 1082 (Ind.Ct.App. 1985) reh.den.

Cha v. Warnick, 476 N.E.2d 109 (Ind. 1985)

Spoljaric v. Pangan, M.D., 466 N.E.2d 37 (Ind.Ct.App. 1984)

Detterline v. Bonaventura, M.D., 465 N.E.2d 215 (Ind.Ct.App. 1984), *trans. denied**

Hepp v. Pierce, M.D., 460 N.E.2d 186 (Ind.Ct.App. 1984)

Wojcik v. Almase, M.D., 451 N.E.2d 336 (Ind.Ct.App. 1983)

Fall v. White, M.D., 449 N.E.2d 628 (Ind.Ct.App. 1983)

Perry v. NIPSCO, 433 N.E.2d 44 (Ind.Ct.App. 1982)

Illinois-Indiana Cable Television Association, Inc. v. Public Service Commission of the State of Indiana, 427 N.E.2d 1100 (Ind.Ct.App. 1981)

Cablevision of Chicago v. Colby Cable Corporation, 417 N.E.2d 348 (Ind.Ct.App. 1981)*

Searcy v. Mangahas, M.D., 415 N.E.2d 142 (Ind.Ct.App. 1981)

Boland v. Greer, 409 N.E.2d 1116 (Ind.Ct.App. 1980), on transfer, 422 N.E.2d 1236 (Ind. 1981)*

Southern School Buildings, Inc. v. Loew Electric, Inc., 407 N.E.2d 240 (Ind.Ct.App. 1980)

Johnson v. St. Vincent Hospital, Inc., 273 Ind. 374, 404 N.E.2d 585 (1980)

Bethlehem Steel Corp. v. Northern Indiana Public Service Company, 397 N.E.2d 623 (Ind.Ct.App. 1979)

Indiana Forge and Machine Company, Inc. v. NIPSCO, 396 N.E.2d 910 (Ind.Ct.App. 1979)

* Argued

Southern Indiana Gas and Electric Company v. Cornelison, 269 Ind. 71, 378 N.E.2d 845 (1978)*

Stath v. Williams, 174 Ind.App. 369, 367 N.E.2d 1120 (1977)

Rhoda v. NIPSCO, 171 Ind.App. 401, 357 N.E.2d 287 (1976)

Ruman v. Eskew, 168 Ind.App. 428, 343 N.E.2d 806 (1976)*

Alabach v. NIPSCO, 164 Ind.App. 471, 329 N.E.2d 645 (1975)*

J.M. Foster Company, Inc. v. NIPSCO, Inc., 164 Ind.App. 72, 326 N.E.2d 584 (1975)*

Federal National Mortgage Association v. Great American Insurance Company, 157 Ind.App. 347, 300 N.E.2d 117 (1973)

Wecker v. Kilmer, M.D., 260 Ind. 198, 294 N.E.2d 132 (1973)

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* Argued

Published Decisions

Federal Cases

Rice ex rel. Rice v. Correctional Medical Services, 675 F.3d 650 (7th Cir. 2012)*

Crawford v. Countrywide Home Loans, Inc., 647 F.3d 642 (7th Cir. 2011)*

Medical Assur. Co., Inc. v. Hellman, 610 F.3d 371 (7th Cir. 2010)*

Mayes v. City of Hammond, 290 Fed.Appx. 945 (7th Cir. 2008)*

Anderson v. LaSalle Steel Co., 129 Fed.Appx. 311 (7th Cir. 2005)

Franciski v. University of Chicago Hospitals, 338 F.3d 765 (7th Cir. 2003)

Discovery House v. Consolidated City of Indianapolis, 319 F.3d 277 (7th Cir. 2003)*

Northern Indiana Public Service Company v. Commissioner of Internal Revenue Service, 115 F.3d 506 (7th Cir. 1997)

Hill v. Swarner, 90 F.3d 220 (7th Cir. 1996)*

Addis v. Holy Cross Health System Corp., 88 F.3d 482 (7th Cir. 1996)

A.I.A.C. v. Galvin, 86 F.3d 1455 (7th Cir. 1996) *reh'g. denied**

Cuddington v. Northern Indiana Public Service Co., 33 F.3d 813 (7th Cir. 1994)*

Bafia v. Northern Indiana Public Service Co., 993 F.2d 1306 (7th Cir. 1993)

Hartz v. Friedman, 919 F.2d 469 (7th Cir. 1990)*

Bailey v. NIPSCO, 910 F.2d 406 (7th Cir. 1990)*

Malak v. Associated Physicians, Inc., 784 F.2d 277 (7th Cir. 1986)*

Burns v. Rockford Life Insurance Company, 740 F.2d 542 (7th Cir. 1984)

Shaffer v. Globe Protection, Inc., 721 F.2d 1121 (7th Cir. 1983)*

First National Bank of Lansing v. Kreps, 700 F.2d 372 (7th Cir. 1983)*

* Argued

Porter County Chapter, Izaak Walton League v. Atomic Energy Commission,
515 F.2d 513 (7th Cir. 1975), rev'd per curiam 423 U.S. 12; on remand
533 F.2d 1011 (1976); cert. denied, 429 U.S. 945 (1977)

Wecker v. Kilmer, M.D., 471 F.2d 782 (7th Cir. 1972)

DeHoyos v. John Mohr & Sons, 629 F.Supp. 69 (N.D. Ind. 1984), aff'd 778 F.2d
1278 (7th Cir. 1985)*

Medical Assur. Co., Inc. v. Weinberger, 295 F.R.D. 176 (N.D.Ind. 2013)

Koval v. Simon Telelect, Inc., 979 F.Supp. 1222 (N.D.Ind. 1997)

Back v. Carter, 933 F.Supp. 738 (N.D.Ind. 1996)*

Heffner v. Division 520, General Committee of Adjustment, The Brotherhood of
Locomotive Engineers, 587 F.Supp. 387 (N.D. Ind. 1984)

NIPSCO v. Envirotech Corp., 566 F.Supp. 362 (N.D. Ind. 1983)

Cox v. Guy F. Atkinson Company, 468 F.Supp. 677 (N.D. Ind. 1979)*

February 20, 2023

* Argued

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REPRESENTATIVE TRIALS OF DAVID C. JENSEN

DATE	CAPTION ^{1-/}	VENUE	CLAIM	OUTCOME
June 2019	Obermeier v. Edwards Lifesciences	United States District Court Northern District of Illinois	Edwards is a medical device manufacturer It manufactures an annuloplasty ring to treat myxomatous heart disease and mitral valve regurgitation. This "myxo" ring was actually conceived and designed by the co-defendant, plaintiff's cardiac surgeon. During surgery to repair the plaintiff's myxomatous disease and mitral valve regurgitation, the co-defendant selected the "myxo" ring in question among various other myxo ring options. Plaintiff suffered a heart attack during surgery, possibly due to the placement of a surgical stitch on one of the valve leaflets, a known complication of the surgical repair. Plaintiff's surgical repair was a success; the myxo ring remains in place and the heart valve continues to operate properly. Because of the heart attack, plaintiff has decreased heart strength. Plaintiff claimed that the size and shape of the ring was a proximate cause of her heart attack, along with surgical error. She did not contend that the ring was defective, she claimed it was not properly cleared by the FDA and should have been disclosed as an "experimental" device. According to the plaintiff, had she been warned that the Edwards myxo ring was "experimental," she would not have agreed to its use. She also contended that, by allowing her cardiac surgeon to use the myxo ring, co-defendant hospital had engaged in an undisclosed experimental study.	Granting of Summary Judgment on behalf of Defendant
March 2019	Michael Goodwin v. David DeBoer	Porter Superior Court	DeBoer was an Indiana attorney who served as one of three co-counsel for a doctor who pled guilty to Medicare fraud charges in a Texas federal district court. DeBoer was sued by plaintiff for failing to timely inform Goodwin when the primary handling attorney was himself criminally charged. According to plaintiff, this misconduct included stealing money from Goodwin. Goodwin also claimed that he would not have pled guilty had he known of the misdeeds of the attorney.	Summary Judgment on behalf of DeBoer. Indiana Court of Appeals affirmed the trial court's summary judgment ruling.
March 2008	Riley Chilton, Indiv. and o/b/o Chance Chilton, deceased v. Defendant Neurologist, et al	Marion County Superior Court Indianapolis, Indiana	Whether the defendant breached the standard of care in failing to diagnose that plaintiff's decedent was the victim of child abuse.	Defense Verdict

^{1-/} The firm's clients are indicated in **bold**.

DATE	CAPTION ¹ /	VENUE	CLAIM	OUTCOME
September 2006	Charles Peterson and Gladys Peterson v. Nasir Farrakhan	United States District Court Northern District of Indiana Hammond, Indiana	Personal Injury	Plaintiff Verdict
March 2006	Estate of Micaela Rodriguez, et al v. Defendant Physician, Defendant Gastroenterologist, Defendant Family Physician, Defendant Nephrologist, et al	Lake County Superior Court Crown Point, Indiana	Whether the defendants breached the standard of care in their treatment of plaintiff's decedent, Micaela Rodriguez.	Defense Verdict
September 2005	Tracy Ryan v. Defendant Attorney	Lake County Superior Court Crown Point, Indiana	Whether defendant attorney was negligent in accepting settlement in underlying sexual harassment case.	Defense Verdict
December 2003	Nigel B. Newlin v. Defendant Gastroenterologist	Marion County Superior Court Indianapolis, Indiana	Whether the defendant, breached the standard of care in his prescription of gentamycin, which caused ototoxicity.	Settled during trial for \$50,000
August 2003	Estate of Dorma Foreman, et al v. Defendant Ophthalmologist, et al	Circuit Court for the Sixth Judicial Circuit, Champaign County, Urbana, Illinois	Whether the defendant, an ophthalmologist, utilized due care in diagnosing the plaintiff's decedent's bitemporal hemianopsia caused by a pituitary tumor.	Defense Verdict
May 2003	James B. Shoemaker and Beth Shoemaker v. Defendant Orthopedic Surgeon	Marion County Superior Court Indianapolis, Indiana	Whether the defendant, an orthopedic surgeon, correctly diagnosed and treated the plaintiff's partially ruptured triceps tendon.	Defense Verdict
September 2002	Elizabeth Stryczek v. Defendant Hemagologist/Oncologist and Defendant Radiation Oncologist	Lake County Superior Court Crown Point, Indiana	Whether defendants were negligent in treating plaintiff's non Hodgkins-Lymphoma.	Defense Verdict
September 2002	Discovery House v. Consolidated City of Indianapolis, et al	United States District Court Northern District of Indiana Hammond, Indiana	Zoning matter for a Methadone Clinic.	Plaintiff Verdict
June 2001	Lucretia Little, John Davis and John L. Davis v. Defendant OB/GYN	Lake County Superior Court Crown Point, Indiana	Whether defendant obstetrician was negligent in rendering prenatal care.	Defense Verdict
October 1998	Kathleen Johnston v. Defendant Plastic Surgeon	Lake County Superior Court Hammond, Indiana	Whether defendant plastic surgeon was negligent in view of plaintiff's failure to follow postoperative instructions to quit smoking.	Defense Verdict
October 1998	Dorothy Ward, as guardian of Roger Roundtree v. Defendant Family Physician	Lake County Superior Court East Chicago, Indiana	Whether plaintiff's decedent, who suffered severe peripheral vascular disease, would have had a better outcome if the defendant doctor complied with the standard of care and skill.	Defense Verdict

DATE	CAPTION ¹ -/	VENUE	CLAIM	OUTCOME
February 1998	Robert Politano v. Defendant Oral Surgeon	Porter County Superior Court Valparaiso, Indiana	Whether the defendant oral surgeon failed to diagnose the plaintiff's jaw fracture.	Defense Verdict
October 1997	Jacklyn Gonzales v. Defendant Gastroenterologist	Lake County Superior Court Hammond, Indiana	Whether failure to perform ultrasound during first admission for gallstone pancreatitis was a factor in second admission for pancreatitis.	Defense Verdict
October 1997	Carl Bowden v. Defendant Family Physician	Porter County Superior Court Valparaiso, Indiana	Whether the defendant physician's failure to diagnose decedent's cancer caused or contributed to cause the death of plaintiff's decedent.	Defense Verdict
October 1997	Gwyn Polick v. Indiana Toll Road	LaPorte County Superior Court LaPorte, Indiana	Whether plaintiff passenger was rendered quadriplegic as a result of alleged negligent road design.	Defense Verdict
September 1996	Pollution Control Industries, Inc. v. Howard Publications d/b/a The TIMES	Lake County Superior Court East Chicago, Indiana	Whether newspaper articles defamed and libeled plaintiff.	Defense Verdict
March 1996	Carl Davis and Erma Davis v. Defendant Doctor	Lake County Circuit Court Crown Point, Indiana	Whether defendant's failure to admit patient immediately for myocardial infarction was malpractice when patient refused admission.	Defense Verdict
Argued January 26, 1996, Decision May 30, 1996	Michael W. Back v. Pamela Carter, et al	United States District Court Northern District of Indiana Hammond, Indiana	Whether race and gender quotas for attorney membership of judicial nominating committee are discriminatory under Equal Protection Clause.	Court granted injunction <i>See</i> , 933 F. Supp. 738
August 1995	Greta Crosslin, Administratrix of the Estate of James Crosslin v. Defendant Dentist	Lake County Superior Court Hammond, Indiana	Whether plaintiff could prevail on a wrongful death claim where defendant dentist's failure to diagnose squamous cell carcinoma of the tongue had no adverse effect on patient's life span.	Defense Verdict
June 1995	Helen Mooney, Administratrix of the Estate of Jacob Mooney v. Defendant General Practitioner, et al	Porter County Superior Court Valparaiso, Indiana	Whether defendant general practitioner used reasonable care in treatment of patient with perforated stress ulcer.	Verdict for plaintiff against all defendants except General Practitioner, in whose favor the jury returned a verdict.
June 1995	Mary Hill, widow of Robert Hill v. Defendant Internists, et al	United States District Court Northern District of Indiana Hammond, Indiana	Whether defendant internists used reasonable care during emergency intubation of patient in code blue following CVA and head injury from fall.	Defense Verdict. Affirmed on appeal, July 19, 1996.
May 1995	Florian Wojcik v. Defendant Anesthesiologist, et al	Lake County Superior Court Hammond, Indiana	Whether defendant anesthesiologist used reasonable care during surgery for dissecting ascending aortic aneurysm	Defense Verdict

DATE	CAPTION ^{1-/}	VENUE	CLAIM	OUTCOME
February 1995	AIAC v. Frank Galvin	United States District Court Northern District of Indiana Hammond, Indiana	Whether defendant was guilty of legal malpractice in defending plaintiff in underlying personal injury/wrongful death case.	Plaintiff's verdict \$1.25 million; reversed and remanded on appeal, June 20, 1996, U.S. Seventh Circuit Court of Appeals, rehearing denied, August 2, 1996
January 1995	Blankenship v. Trism	United States District Court Northern District of Illinois	Nature and extent of plaintiff's injuries as a result of a truck/car accident: liability admitted.	Plaintiff Verdict \$22,000
August 1994	Hull v. Defendant Cardiologist	Porter County Superior Court Valparaiso, Indiana	Whether defendant used due care in the diagnosis and treatment of plaintiff	Defense Verdict
July 1994	Blasko v. Sweeney	Marshall County Superior Court	Whether defendant attorney was negligent in not calling plaintiff as witness in underlying case where plaintiff was too cross-examinable.	Dismissed on Motion for Summary Judgment for Defendant
May 1994	Northern Indiana Public Service Company v. Commissioner of Internal Revenue Service	United States Tax Court Washington, D.C.	Whether petitioner owed withholding taxes for interest paid to foreign nationals by Netherlands Antilles finance subsidiary.	Decision for petitioner, Northern Indiana Public Service Company Affirmed on appeal, <i>See</i> , 115 F.3d 506 (7 th Cir. 1997)
	State of Indiana v. William Heltzel and Mark Kiesling	Lake County Superior Court East Chicago, Indiana	Whether the defendants, newspaper reporters, were in contempt of court.	Judgment for defendants, newspaper reporters.
October 1993	Eric Gibbs, Ph.D. v. The Nature Conservancy	United States District Court Northern District of Indiana Hammond, Indiana	Whether undue influence occurred in executing real estate trust documents	Plaintiff obtained a jury verdict commanding return of parcel of land to plaintiffs - trustees.
February 1993	Pandorf v. Defendant Plastic Surgeon	Lake County Superior Court East Chicago, Indiana	Whether defendant breached the standard of care in performing a rhinoplasty and face lift	Defense Verdict
October 1992 & October 1996	Bonnes v. Defendant General Practitioner and Defendant Internist	Porter County Superior Court Valparaiso, Indiana	Whether defendant doctors met the standard of care in treating plaintiff.	Jury trial resulted in directed verdict for General Practitioner and defense verdict for Internist. General Practitioner's case reversed on appeal, retried and resulted in defense verdict.
October 1992	Gallo v. Roadway Trucking	United States District Court Northern District of Indiana Hammond, Indiana	Whether defendant was negligent in motor vehicle accident.	Plaintiff Verdict \$22,000.

DATE	CAPTION ¹ /	VENUE	CLAIM	OUTCOME
November 1992	Weidenaar v. Northern Indiana Public Service Company	Porter County Superior Court Valparaiso, Indiana	Electrical contact.	Verdict for plaintiff, \$8 million. Reduced 40% for contributory fault. Settled after verdict.
	Roy v. G.G.M.	Porter County Superior Court Valparaiso, Indiana	Whether plaintiff was injured in alleged battery committed by employee of defendant security service.	Defense Verdict
July 1992	Aubrey v. Defendant Physician	Porter County Superior Court Valparaiso, Indiana	Whether defendant met the standard of care in his prenatal and delivery care of plaintiff's mother. Whether any of plaintiff minor's medical problems resulted from defendant's care.	Settled after hung jury.
	Mathias v. Defendant Family Physician	Porter County Superior Court Valparaiso, Indiana	Whether defendant met the standard of care in diagnosing and treating embolism of plaintiffs' right lower extremity.	Plaintiff Verdict \$30,000.
August 1990	Alford v. Lefty's Coho Landing, et al.	United States District Court Northern District of Indiana Hammond, Indiana	Whether defendant was negligent in design and operation of marina parking lot where plaintiff sustained injury.	Verdict for Plaintiff, \$95,000
November 1989	Cheryl Burns v. Defendant Plastic Surgeon	Porter County Superior Court Valparaiso, Indiana	Whether defendant informed plaintiff of the risks of surgery and met the standard of care in performance of Z-plasty.	Defense Verdict
September 1988	Bennie Bailey v. Northern Indiana Public Service Company	United States District Court Northern District of Indiana Hammond, Indiana	Whether plaintiff's termination was racially motivated.	Plaintiff Verdict \$22,000. Reversed on appeal
April 1988	Sanders v. Northern Indiana Public Service Company	United States District Court Northern District of Indiana Hammond, Indiana	Whether plaintiff's disqualification from apprentice lineman's program was racially motivated.	Defense Verdict
February 1988	Kelly Glowacki v. Defendant Physician	Newton County Circuit Court Kentland, Indiana	Whether defendant met the standard of care in treating plaintiff's decedent who died as a result of long-term ingestion of unprescribed anabolic steroids.	Defense Verdict
October 1987	John Mohr & Sons v. Inland Steel Company, et al.	Lake County Superior Court Hammond, Indiana	Whether defendant breached its contract for the design and manufacture of blast furnace stove valves.	Plaintiff Verdict \$685,000
October 1986	Paul Fardy v. Physician Health Rehabilitation Services	Starke County Circuit Court Knox, Indiana	Breach of Contract	Defense Verdict

DATE	CAPTION ¹ /	VENUE	CLAIM	OUTCOME
October 1986	Monon Trailer v. Alumax	Benton County Circuit Court Fowler, Indiana	Whether defendant was guilty of breach of warranty; breach of contract and tortious misconduct.	Settled prior to Trial.
	Maddox v. Defendant Physician	Porter County Superior Court Valparaiso, Indiana	Whether due care was used to prevent a diabetic's loss of a lower extremity.	Defense Verdict
August 1986	Irv Lynn v. Defendant Family Physicians	LaPorte County Circuit Court LaPorte, Indiana	Whether defendants negligently failed to diagnose plaintiff's decedent's perforated duodenal ulcer.	Defense Verdict
June 1985	Northern Indiana Public Service Company v. Wheelabrator Frye	United States District Court Northern District of Indiana Hammond, Indiana	Whether the defendant breached its warranty to repair and replace defective parts and equipment in an electrostatic precipitator.	Settled prior to Trial.
April 1985	Northern Indiana Public Service Company v. Envirotech Corporation	United States District Court Northern District of Indiana Hammond, Indiana	Whether defendant breached its warranties in the sale of an electrostatic precipitator.	Settled prior to Trial.
April 1985	Bethlehem Steel v. Northern Indiana Public Service Company	United States District Court Northern District of Indiana Hammond, Indiana	Whether the defendant caused an electrical outage at plaintiff's steel mill.	Settled at Trial.
	Banks v. Northern Indiana Public Service Company	Porter County Superior Court Valparaiso, Indiana	Whether defendant was liable for plant site explosion of flammable liquids.	Defense Verdict
March 1984	Howard Williams v. Defendant Physician	Porter County Superior Court Valparaiso, Indiana	Whether defendant's negligence caused plaintiff's decedent's death during laparoscopic tubal ligation	Plaintiff Verdict \$275,000
January 1984	Steele v. Chicago, Milwaukee & St. Paul R.R.	Benton County Circuit Court Fowler, Indiana	Whether defendant was liable for injuries sustained in car-train collision.	Defense Verdict
October 1983	Wabash Valley Power Association v. Northern Indiana Public Service Company	United States District Court Northern District of Indiana South Bend, Indiana	Whether defendant violated the antitrust laws.	Settled prior to Trial.

DATE	CAPTION ¹ /	VENUE	CLAIM	OUTCOME
June 1983	Schuyler v. Defendant Physician	Benton County Circuit Court Fowler, Indiana	Whether defendants' negligence caused plaintiff to sustain injuries during laparoscopic tubal ligation.	Defense Verdict
December 1980	Searcy v. Defendant Physicians	Porter County Superior Court Valparaiso, Indiana	Whether defendants used reasonable care in the diagnosis and treatment of a hiatal hernia.	Defense Verdict
February 1980	Echterling v. Woodcox	Newton County Circuit Court Kentland, Indiana	Whether defendant violated the Indiana Guest Statute in the operation of her automobile.	Defense Verdict
November 1979	Labahn v. Defendant Physicians	Porter County Superior Court Valparaiso, Indiana	Whether the defendants failed to use reasonable care and skill in diagnosing and treating ventriculitis which arose following the insertion of a ventricular - peritoneal shunt to treat hydrocephalus.	Defense Verdict
September 1979	Hamilton v. Defendant Physician, et al.	Benton County Circuit Court Fowler, Indiana	Whether the defendant failed to use reasonable care and skill in evaluating and treating a soft tissue crush injury of the lower extremity.	Defense Verdict
September 1978	Fahler v. Northern Indiana Public Service Company	St. Joseph County Superior Court South Bend, Indiana	Whether defendant was negligent in inspecting and maintaining a gas line which exploded and burned plaintiff.	Defense Verdict
September 1978	Jennings v. Defendant Physician, et al	Benton County Circuit Court Fowler, Indiana	Whether the defendant was negligent in failing to diagnose an acute myocardial infarction.	Defense Verdict
November 1977	Walters v. Defendant Physician, et al.	Porter County Superior Court Valparaiso, Indiana	Whether the defendant failed to use reasonable care and skill when he did not diagnose decedent's diabetes and pancreatitis.	Defense Verdict
September 1977	Smith v. Defendant OB/GYN	Porter County Superior Court Valparaiso, Indiana	Whether the defendant obstetrician negligently rendered prenatal care to plaintiff's mother causing profound mental retardation.	Plaintiff Verdict \$ 50,000
July 1977	Guzzino v. Defendant Physicians, et al.	Porter County Superior Court Valparaiso, Indiana	Whether the defendants used reasonable care to detect fractures in a multiply injured patient.	Defense Verdict
January 1977	Rooney v. Defendant Physician, et al.	Porter County Superior Court Valparaiso, Indiana	Whether the defendants used reasonable care and skill in assessing the vascular status of a leg following a comminuted fracture of the fibula and tibia.	Defense Verdict
September 1976	Olson v. Pozwarski	United States District Court Northern District of Indiana Hammond, Indiana	Whether defendant was at fault in the operation of his automobile in an intersection collision.	Defense Verdict

DATE	CAPTION ¹ /	VENUE	CLAIM	OUTCOME
November 1975	Matthews v. Defendant Physician, et al	Starke County Circuit Court Knox, Indiana	Whether the defendants used reasonable care in treating a fracture of the medial third of the clavicle and subluxation of the sternoclavicular joint.	Defense Verdict
May 1975	Green v. Defendant Physician	Porter County Superior Court Valparaiso, Indiana	Whether the defendant used reasonable care and skill in diagnosing and treating the plaintiff's Class II malocclusion.	Plaintiff Verdict \$7,500.00
February 1974	Bennett v. Defendant Plastic Surgeon	Jasper County Circuit Court Rensselaer, Indiana	Whether the defendant failed to use reasonable care and skill in performing a rhinoplasty.	Plaintiff Verdict \$7,500
September 1973	Coleman v. Defendant Physician	Benton County Circuit Court Fowler, Indiana	Whether the defendant used reasonable care to diagnose and treat osteomyelitis subsequent to an infrapatellar tendon transfer operation.	Plaintiff Verdict \$30,000.00
January 1973	Colby v. Defendant Dentist	Jasper County Circuit Court Rensselaer, Indiana	Whether the defendant failed to use reasonable care and skill in extracting an impacted wisdom tooth.	Defense Verdict

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Reset

Obermeier v. Edwards LifeSciences | June, 2019

David C. Jensen | Kirk D. Bagrowski | Robert J. Feldt

Claim: Edwards is a medical device manufacturer and a long-time client of the law firm. It manufactures an annuloplasty ring to treat myxomatous heart disease and mitral valve regurgitation. This "myxo" ring was actually conceived and designed by one of the co-defendants, the plaintiff's cardiac surgeon. During surgery to repair the plaintiff's myxomatous disease and mitral valve regurgitation, the co-defendant selected the "myxo" ring in question among various other myxo ring options. But the plaintiff suffered a heart attack during the surgery, possibly due to the placement of a surgical stitch on one of the valve leaflets, a known complication of the surgical repair. The plaintiff's surgical repair was a success; the myxo ring remains in place and the plaintiff's heart valve continues to operate properly. But because of the heart attack, the plaintiff has decreased heart strength. The plaintiff claimed that the size and shape of the ring was a proximate cause of her heart attack, along with surgical error. While she did not contend that the ring was itself defective, she claimed that it was not properly cleared by the FDA and should have been disclosed to her as an "experimental" device. According to the plaintiff, had she been warned that the Edwards myxo ring was "experimental," she would not have agreed to its use. She also contended that, by allowing her cardiac surgeon to use the myxo ring, another co-defendant hospital had engaged in an undisclosed experimental study.

Outcome: Edwards obtained summary judgment on the basis that proper FDA clearance was to be decided solely by the FDA, which had never found the myxo ring to be non-compliant with its procedural requirements. Edwards also obtained summary judgment on the basis that it had no obligation to warn either the plaintiff or her "learned intermediary" cardiac surgeon of the regulatory status of the myxo ring. The co-defendants also obtained a jury verdict in their failure as to the plaintiff's medical negligence and failure to warn theories. The Illinois Appellate Court affirmed the entry of summary judgment for Edwards after oral argument by Mr. Jensen, finding that FDA compliance is within the FDA's exclusive jurisdiction, and that Edwards had no duty to the plaintiff to warn her or her

"learned intermediary" cardiac physician of the regulatory status of the myxo ring. The court also found no trial error with regard to the jury verdict in favor of the co-defendants. As a result, the court then also agreed with Edwards that the jury's verdict in favor of the co-defendants was "estoppel by verdict" as to all of the plaintiff's theories against Edwards, including her allegations of a failure to warn and proximate causation due to the shape and size of the myxo ring. The plaintiff then chose not to seek review of these outcomes with the Illinois Supreme Court.

Anonymous Physician, et al v. Farber; Anonymous Physician, et al v. Korda | May, 2019

David C. Jensen | Robert J. Feldt

Claim: Each case involved a deceased patient of a cardiologist and his cardiology group whose estate claimed alleged medical malpractice. Summary judgment on the statute of limitations was sought by the medical providers represented by Eichhorn & Eichhorn, LLP. The estate claimants argued tolling of the statute of limitations.

Outcome: The Honorable John Pera of the Lake Superior Court granted full summary judgment in each case on February 18, 2019. Each estate claimant then filed an appeal with the Court of Appeals. But after consolidation of the appeals and the filing of the court record and transcripts, the estate claimants agreed to dismiss their respective appeals with prejudice rather than file their consolidated Appellants' Brief. The Court of Appeals dismissed both appeals with prejudice on May 20, 2019.

Michael Goodwin v. David DeBoer | March, 2019

David C. Jensen | Robert J. Feldt

Claim: Eichhorn & Eichhorn, LLP's client was an Indiana attorney who served as one of three co-counsel for a doctor who pled guilty to Medicare fraud charges in a Texas federal district court. The attorney was sued by the plaintiff for failing to timely inform him when the primary handling attorney was himself criminally charged. According to the plaintiff, this misconduct by the primary handling attorney included stealing money from the plaintiff. The plaintiff also claimed that he would not have pled guilty had he known of the misdeeds of the primary handling attorney. The trial court in the legal malpractice case granted summary judgment to Eichhorn & Eichhorn's client on the basis that the plaintiff was collaterally estopped from pursuing his claim by: 1) the plaintiff's own guilty plea; and 2) the judgment findings made by the Texas federal district court that: a) the plaintiff was adequately represented in determining to plead guilty; and b) it would have been unreasonable for him to refuse the plea offer and go to trial. The Indiana Court of Appeals affirmed the trial court's entry of summary judgment for Eichhorn & Eichhorn's client. The Court of Appeals first noted that the plaintiff had not demonstrated that any of the claimed misconduct on the part of the primary handling attorney either occurred or induced him to plead guilty in some fashion. The Court of Appeals also rejected the plaintiff's claim that he should be allowed to avoid collateral estoppel under these circumstances. Finally, the Court of Appeals found that, while the 5th Circuit Court of Appeals had allowed the plaintiff to pursue a limited appeal of the findings of the Texas District Court, that limited appeal was not material to the aforementioned findings as to which the plaintiff was collaterally estopped.

Outcome: The Indiana Court of Appeals affirmed the entry of summary judgment for Eichhorn & Eichhorn's client in a published opinion. The Indiana Supreme Court denied transfer on March 14, 2019.

Anonymous Physician, et al v. Kendra | March, 2019

David C. Jensen | Robert J. Feldt

Claim: A deceased patient of cardiologist/cardiologist group claimed alleged malpractice. Summary judgment on the statute of limitations was sought by the defendants. The claimant argued tolling of the statute of limitations.

Outcome: The Court of Appeals reversed the trial court's denial of summary judgment and granted the cardiologist's and group's Motion for Summary Judgment. The Indiana Supreme Court denied transfer on March 8, 2019.

Anonymous Physician, et al v. Biedron, Sitko/Sullivan and Orr/Poteet | January, 2019

David C. Jensen | Robert J. Feldt

Claim: Three different deceased patients of cardiologist / cardiology group claimed alleged malpractice. Summary judgment on the statute of limitations was sought by the defendants in each claim. The claimants argued tolling of the statute of limitations.

Outcome: Mr. Jensen appeared before the Court of Appeals and after oral argument it affirmed the trial court's entry of summary judgment and evidentiary rulings in Biedron. In Sullivan and Poteet, the Court of Appeals reversed all of the trial courts' rulings and granted the cardiologists' and group's Motions For Summary Judgment and Motions To Strike. The Indiana Supreme Court denied transfer in all three cases.

Roumbos v. Vazanellis | April, 2018

David C. Jensen | Robert J. Feldt

Claim: An Indiana Law Firm was sued by a former client who claimed that the firm had agreed to pursue a second premises liability claim on her behalf, which they denied. This second claim was not filed within the statute of limitations and the former client claimed attorney malpractice. The court granted the defendants' summary judgment, the plaintiff appealed.

Outcome: Mr. Jensen argued on transfer to Indiana Supreme Court. The Indiana Supreme Court reversed the Court of Appeals decision.

Kammer v. Cardiologist Physician, et al | March, 2018

David C. Jensen | James L. Hough | Kevin T. McNamara

Claim: Plaintiff sought damages for the alleged unnecessary implantation of a cardiac biventricular pacemaker and defibrillator

Outcome: Defense verdict in favor of all defendants.

Robertson v. Anonymous Clinic, et al. | November, 2016

David C. Jensen | Louis W. Voelker, III | David J. Beach

Claim: Appeal from the grant of defense motion to dismiss, confirming applicability of the Indiana Medical Malpractice Act to the plaintiffs' claims relating use of preservative-free methylprednisolone acetate from New England Compounding Company.

Outcome: Motion to dismiss affirmed on appeal.

Jordan v. Defendant Pulmonologist | October, 2011

David C. Jensen

Claim: Plaintiffs alleged that defendant failed to diagnose and treat pulmonary emboli.

Outcome: Defense verdict, affirmed on appeal by the Indiana Court of Appeals.

Jeffreys v. New York Law firm | August, 2010

Carly A. Brandenburg | David C. Jensen

Claim: The Jeffreys sought to hold their New York lawyers liable in a suit filed in Indiana when their adoption of an Indiana child went awry.

Outcome: Dismissal of the New York Law firm for lack of in personam jurisdiction, which was affirmed on appeal.

Medical Assurance Co., Inc. v. Hellman | June, 2010

David C. Jensen | Robert J. Feldt

Claim: Client medical malpractice insurance carrier filed suit seeking declaratory judgment action that insured violated the policy's cooperation clause and therefore it no longer had a duty to defend or indemnify him. The United States District Court for the Northern District of Indiana, Allen Sharp, J., stayed the federal proceedings pending the resolution of pending and anticipated state court medical malpractice proceedings. Carrier appealed.

Outcome: Client medical malpractice carrier prevailed and the stay was vacated and the case was remanded so that client medical malpractice carrier could proceed with its declaratory judgment action. Medical Assurance Co., Inc. v. Hellman, 610 F.3d 371 (2010)

Steven Coppolillo v. Daniel Zunica | June, 2010

David C. Jensen

Claim: Plaintiff, Coppolillo, sued Zunica for breach of fiduciary duty in Zunica's capacity as a member of a closely held corporation.

Outcome: Mr. Jensen tried the case and received a verdict for the firm's client Coppolillo

Ladere v. Pathologist, et al. | May, 2010

Carly A. Brandenburg | David C. Jensen

Claim: Plaintiff claimed a number of physicians failed to properly treat his wife, who unfortunately succumbed to cancer.

Outcome: Directed verdict for the defendant pathologist.

Riley Chilton, Individ. and o/b/o Chance Chilton, deceased v. Defendant Neurosurgeon, et al | March, 2008

David C. Jensen

Claim: Whether the defendant breached the standard of care in failing to diagnose that plaintiff's decedent was the victim of child abuse.

Outcome: Mr. Jensen tried this case in the Marion County Circuit Court. The jury found in favor of his client, the neurosurgeon.

Charles Peterson and Gladys Peterson v. Nasir Farrakhan September, 2006

David C. Jensen | Kirk D. Bagrowski

Claim: Automotive Personal Injury

Outcome: Mr. Jensen was counsel for the plaintiffs. The United States District Court jury returned a \$1,000,000 verdict for the plaintiffs.

Larry Mayes v. City of Hammond, et al. | August, 2006

David C. Jensen | Robert J. Feldt

Claim: Civil rights violation.

Outcome: Mr. Jensen was counsel for the City of Hammond. The verdict for the plaintiff was settled on appeal after argument before the 7th Circuit Court of Appeals.

Estate of Micaela Rodriguez, et al v. Defendant Physician, Defendant Gastroenterologist, Defendant Family Physician, Defendant Nephrologist, et al | March, 2006

David C. Jensen

Claim: Whether the defendants breached the standard of care in their treatment of plaintiff's decedent, Micaela Rodriguez.

Outcome: Mr. Jensen tried the case. There was a Defense Verdict

Tracy Ryan v. Defendant Attorney | September, 2005

David C. Jensen

Claim: Whether defendant attorney was negligent in accepting settlement in underlying sexual harassment case.

Outcome: Mr. Jensen tried the case for the defendant lawyer. There was a defense verdict.

Nigel B. Newlin v. Defendant Gastroenterologist | December, 2003

David C. Jensen | David J. Beach

Claim: Whether the defendant, breached the standard of care in his prescription of gentamycin, which caused ototoxicity.

Outcome: Case tried in Marion Superior Court. Mr. Jensen tried the case for the defendant physicians, IU Medical Center physician. Settled during trial for \$50,000.

Estate of Dorma Foreman, et al v. Defendant Ophthalmologist, et al August, 2003

David C. Jensen | John P. Twohy

Claim: Whether the defendant, an ophthalmologist, utilized due care in diagnosing the plaintiff's decedent's bitemporal hemianopsia caused by a pituitary tumor.

Outcome: Mr. Jensen tried the case in Champaign - Urbana, Illinois. There was a defense verdict.

James B. Shoemaker and Beth Shoemaker v. Defendant Orthopedic Surgeon | May, 2003

David C. Jensen

Claim: Whether the defendant, an orthopedic surgeon, correctly diagnosed and treated the plaintiff's partially ruptured triceps tendon.

Outcome: Mr. Jensen tried this case in Marion County Superior Court. There was a defense verdict.

Elizabeth Stryczek v. Defendant Hemagologist/ Oncologist and Defendant Radiation Oncologist | September, 2002

David C. Jensen | John P. Twohy

Claim: Whether defendants were negligent in treating plaintiff's non Hodgkins-Lymphoma.

Outcome: Defense verdict.

Discovery House v. Consolidated City of Indianapolis, et al September, 2002

David C. Jensen

Claim: Zoning matter for a Methadone Clinic.

Outcome: Mr. Jensen tried this case for the plaintiff in the United States District Court. Verdict for plaintiff.

Lucretia Little, John Davis and John L. Davis v. Defendant OB/GYN June, 2001

David C. Jensen

Claim: Whether defendant obstetrician was negligent in rendering prenatal care.

Outcome: Defense verdict

Perrin v. General Surgeon | April, 1999

David C. Jensen | Gregory A. Crisman

Claim: Whether defendant adequately informed plaintiff of risks of umbilical hernia surgery and properly managed her postoperative care; subsequent development of sepsis necessitating three month hospitalization and amputation of toes bilaterally.

Outcome: Defense verdict.



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Kathleen Johnston v. Defendant Plastic Surgeon | October, 1998

David C. Jensen | Gregory A. Crisman

Claim: Whether defendant plastic surgeon was negligent in view of plaintiff's failure to follow postoperative instructions to quit smoking.

Outcome: Defense verdict.

Dorothy Ward, as guardian of Roger Roundtree v. Defendant - Primary Care | October, 1998

David C. Jensen | David J. Beach

Claim: Whether amputation of lower extremity could have been prevented by timely treatment of peripheral vascular disease.

Outcome: Defense verdict.

Robert Politano v. Defendant Oral Surgeon | February, 1998

David C. Jensen | Louis W. Voelker, III

Claim: Whether the defendant oral surgeon failed to diagnose the plaintiff's jaw fracture.

Outcome: Defense verdict.

Jacklyn Gonzales v. Defendant Gastroenterologist | November, 1997

Alyssa Stamatakos | David C. Jensen

Claim: Whether failure to perform ultrasound during first admission for gallstone pancreatitis was a factor in second admission for gallstone.

Outcome: Defense verdict.

Carl Bowden v. Defendant Family Physician | October, 1997

Alyssa Stamatakos | David C. Jensen

Claim: Whether the defendant physician's failure to diagnose decedent's cancer caused or contributed to cause the death of plaintiff's decedent.

Outcome: Defense verdict.

Gwyn Polick v. Indiana Toll Road | October, 1997

David C. Jensen | Louis W. Voelker, III

Claim: Whether plaintiff passenger was rendered quadriplegic as a result of alleged negligent road design.

Outcome: Defense verdict.

Pollution Control Industries, Inc. v. Howard Publications d/b/a The TIMES | September, 1996

David C. Jensen

Claim: Whether newspaper articles defamed and libeled plaintiff.

Outcome: Defense verdict.

Carl Davis and Erma Davis v. Defendant Doctor | March, 1996

Alyssa Stamatakos | David C. Jensen

Claim: Whether defendant's failure to admit patient immediately for myocardial infarction was malpractice when patient refused admission.

Outcome: Defense verdict.

Michael W. Back v. Pamela Carter, et al | January, 1996

David C. Jensen

Claim: Whether race and gender quotas for attorney membership of judicial nominating committee are discriminatory under Equal Protection Clause.

Outcome: Court granted injunction. See, 933 F. Supp. 738

Greta Crosslin, Administratrix of the Estate of James Crosslin v. Defendant Dentist | August, 1995

Alyssa Stamatakos | David C. Jensen

Claim: Whether plaintiff could prevail on a wrongful death claim where defendant dentist's failure to diagnose squamous cell carcinoma of the tongue had no adverse effect on patient's life span.

Outcome: Defense verdict.

Helen Mooney, Administratrix of the Estate of Jacob Mooney v. Defendant General Practitioner, et al | June, 1995

David C. Jensen

Claim: Whether defendant general practitioner used reasonable care in treatment of patient with perforated stress ulcer.

Outcome: Verdict for plaintiff against all defendants except General Practitioner, in whose favor the jury returned a verdict.

Mary Hill, widow of Robert Hill v. Defendant Internists, et al June, 1995

Alyssa Stamatakos | David C. Jensen

Claim: Whether defendant internists used reasonable care during emergency intubation of patient in code blue following CVA and head injury from fall.

Outcome: Verdict for defendants. Affirmed on appeal, July 19, 1996.

Florian Wojcik v. Defendant Anesthesiologist, et al | May, 1995

David C. Jensen

Claim: Whether defendant anesthesiologist used reasonable care during surgery for dissecting ascending aortic aneurysm

Outcome: Defense verdict.

AIAC v. Frank Galvin | February, 1995

David C. Jensen

Claim: Whether defendant was guilty of legal malpractice in defending plaintiff in underlying personal injury/wrongful death case.

Outcome: Plaintiff's verdict \$1.25 million on February 14, 1995; reversed and remanded on appeal, June 20, 1996, rehearing denied, August 2, 1996

Blankenship v. Trism | January, 1995

David C. Jensen

Claim: Nature and extent of plaintiff's injuries as a result of a motor vehicle accident: liability admitted.

Outcome: Verdict for Plaintiff: \$22,000